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COMMISSION

2015 DEC 16 PM 3:56

BEFORE THE FEDERAL ELECTION COMMISSION **CELA**

In the Matter of )  
 ) MUR 6824  
Eugene Yu for Congress, Inc., and )  
Donnie Miller in his official capacity as )  
treasurer; Eugene Chin Yu )

CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on December 15, 2015, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
  - a. Find reason to believe that Yu for Congress, Inc., and Donnie Miller in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(f) (formerly 2 U.S.C. §§ 434(b) and 441a(f)).
  - b. Find reason to believe that Eugene Chin Yu violated 52 U.S.C. § 30116(f) (formerly 2 U.S.C. 441a(f)).
  - c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated November 5, 2014.
  - d. Authorize the use of compulsory process, including interrogatories and subpoenas, as necessary.
  - e. Approve the appropriate letters.

Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, and Petersen dissented.

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2. Decided by a vote of 6-0 to:

- a. Find reason to believe that Yu for Congress, Inc., and Donnie Miller in his official capacity as treasurer violated 52 U.S.C. § 30104(b).
- b. Take no action at this time with respect to the allegations that Yu for Congress, Inc., and Donnie Miller in his official capacity as treasurer and Eugene Chin Yu violated 52 U.S.C. § 30116(f).
- c. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated November 5, 2014, as revised and circulated by Commissioner Goodman's Office on December 14, 2015 at 6:47 P.M.
- d. Authorize the use of compulsory process, including interrogatories and subpoenas, as necessary.
- e. Approve the appropriate letters.
- f. Authorize technical and conforming edits to the Factual and Legal Analysis.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

December 16, 2015  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary of the Commission

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